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8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA
10 SAN FRANCISCO DIVISION
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12 **IN RE GOOGLE PLAY STORE**
13 **ANTITRUST LITIGATION**

14 THIS DOCUMENT RELATES TO:

15 *Epic Games Inc. v. Google LLC et al.*, Case
16 No. 3:20-cv-05671-JD

MDL No. 3:21-md-02981-JD

**[PROPOSED] ORDER REGARDING NON-
PARTY NINTENDO OF AMERICA INC.'S
MOTION TO SEAL PORTIONS OF TRIAL
EXHIBIT 1524**

On November 7, 2023, Non-Party Nintendo of America Inc. (“NOA”) filed a Motion to Seal Portions of Trial Exhibit 1524. NOA’s Motion refers to portions of Pages 27, 28, 35, 37, and 41 of Exhibit 1524 that relate or refer to Nintendo (“Nintendo Confidential Information”). NOA moves to seal the courtroom when Nintendo Confidential Information is discussed at trial. NOA also requests that Nintendo Confidential Information be redacted from any versions of Exhibit 1524 that are made available in the public record.

Having considered NOA’s Motion and supporting declaration,

IT IS HEREBY ORDERED:

The document portions described below may only be shown in a sealed courtroom and will be redacted from any versions of Exhibit 1524 that appear in the public record:

Deposition Exhibit Number	Document Description	Portion Sought to Be Sealed	Reason(s) for Sealing Request	Ruling
Exhibit 1524	Games Velocity Program: Review of the program approved in April 2019 2 proposals for program extension	Excerpts referencing confidential Nintendo information on Page 27	Describes information about a contractual arrangement between Nintendo and Google, including confidential financial details reflecting terms and performance of the business relationship between Nintendo and Google, and reflecting how Nintendo and Google view each other as partners and their respective market positions. All of this information is subject to contractual confidentiality protections.	

Deposition Exhibit Number	Document Description	Portion Sought to Be Sealed	Reason(s) for Sealing Request	Ruling
Exhibit 1524	Games Velocity Program: Review of the program approved in April 2019 2 proposals for program extension	Excerpts referencing confidential Nintendo information on Page 28	Contains competitively sensitive information about Nintendo's contracts and business relationship with Google, including financial and term information relating to a deal between Nintendo and Google, all of which is subject to contractual confidentiality protections.	
Exhibit 1524	Games Velocity Program: Review of the program approved in April 2019 2 proposals for program extension	Excerpts referencing confidential Nintendo information on Page 35	Contains competitively sensitive information about Nintendo's contracts and business relationship with Google, including financial and term information relating to a deal between Nintendo and Google, all of which is subject to contractual confidentiality protections.	
Exhibit 1524	Games Velocity Program: Review of the program approved in April 2019 2 proposals for program extension	Excerpts referencing confidential Nintendo information on Page 37	Contains competitively sensitive information about Nintendo's contracts and business relationship with Google, including financial and term information relating to a deal between Nintendo and Google, all of which is subject to contractual confidentiality protections.	
Exhibit 1524	Games Velocity Program: Review of the program approved in April 2019 2 proposals for program extension	Excerpts referencing confidential Nintendo information on Page 41	Contains highly confidential financial information, including confidential financial details reflecting terms and performance of the business relationship between Nintendo and Google, all of which is subject to contractual confidentiality protections.	

Dated: _____, 2023

Honorable James Donato
United States District Judge
Northern District of California